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5 UNITED STATES DISTRICT COURT
6 WESTERN DISTRICT OF WASHINGTON
7 AT TACOMA

8 GEORGE O. MITCHELL,

9 Petitioner,

10 v.

11 DAVID FLYNN,

12 Respondent.

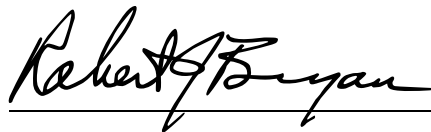
No. 3:19-CV-5155-RJB-DWC

**ORDER ADOPTING REPORT
AND RECOMMENDATION**

13 The Court, having reviewed the Report and Recommendation of Magistrate Judge David
14 W. Christel and the remaining record, does hereby find and ORDER:

- 15 (1) The Court adopts the Report and Recommendation (Dkt. 27).
16 (2) Petitioner's federal habeas Petition is denied.
17 (3) A certificate of appealability is denied and any request for leave to proceed *in*
18 *forma pauperis* on appeal is denied.
19 (4) The Clerk is directed to send copies of this Order to Petitioner, counsel for
20 Respondent, and to the Hon. David W. Christel.

21 **DATED** this 18th day of December, 2019.

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24 ROBERT J. BRYAN
25 United States District Judge
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